

Speed Post



भारत सरकार

राष्ट्रीय अनुसूचित जनजाति आयोग

GOVERNMENT OF INDIA

NATIONAL COMMISSION FOR SCHEDULED TRIBES

6<sup>th</sup> floor, 'B' Wing, Loknaya Bhawan  
Khan Market, New Delhi-110 003.

File No. BP/1/2018/MLAB1/SEPROM/RU-III

Date: 12.06.2019

To,

1. The Chief Secretary,  
Govt. of Andhra Pradesh,  
Building No. 1, 1st Floor,  
AP Secretariat,  
Velagapudi, District-Guntur-522503  
(Andhra Pradesh)
2. The Medical Director,  
Insurance Medical Services, AP  
2nd line, Kedaeswara Peta,  
Near Prabhas College of Education,  
Vijayawada, Andhra Pradesh 520003
2. Director General of Police,  
Andhra Pradesh, LakdikaPul  
Police Headquarters, Hyderabad-500004,  
Andhra Pradesh.

**Sub: Minutes of Meeting taken by Hon'ble Chairperson, National Commission for Scheduled Tribes, (NCST) on 17.05.2019 in the matter of Representation dated 01.10.2018 received from Smt. B. Padmavathi, Staff Nurse, ESI Hospital, Visakhapatnam regarding for not giving promotion as a Head Nurse under ST Category, Zone-I.**

Sir,

I am directed to enclose herewith a copy of Minutes of Meeting taken by Dr. Nand Kumar Sai, Hon'ble Chairperson, National Commission for Scheduled Tribes (NCST) on 17.05.2019 for information and necessary action.

It is, requested that action taken report in this regard may please be sent to the Commission within 15 days.

Encl: As above

Yours faithfully,

(Dr. Lalitha Latta) 12/6/2019  
Director

Copy to:

1. Smt. B. Padmavathi, Staff Nurse, ESI Hospital TRS, Visakhapatnam

1. PS to Hon'ble Chairperson, NCST
2. SAS, NIC, NCST upload on the web site.



Government of India

NATIONAL COMMISSION FOR SCHEDULED TRIBES

(BP/1/2018/MLAB1/SEPROM/RU-III)


PROCEEDING OF SITTING TAKEN BY DR. NAND KUMAR SAI, HON'BLE CHAIRPERSON, NCST ON 17/05/2019 IN THE CASE OF SMT. B. PADMAVATHI, STAFF NURSE, ESI HOSPITAL, VISHAKHAPATNAM REGARDING DEPRIVATION IN PROMOTION AS A HEAD NURSE UNDER ST CATEGORY, ZONE I.

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Date of sitting : 17/05/2019  
List of officers present in sitting : Annexure

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1. The National Commission for Scheduled Tribes received a representation dated 27/03/2019 from Smt. B. Padmavati regarding deprivation in promotion as a head nurse, under ST category by ESI hospital, Vishakhapatnam. The Commission took cognizance of the complaint and information was sought on 29.11.2018 from Respondents by sending notice.
1. As no reply has been received by Commission then as per the directions of the Hon'ble Chairman a sitting was convened on 17.05.2019 at 12.30 PM. In this regard, summon dated 08.05.2019 was sent to the Director, Insurance Medical Service, Vijayawada, Andhra Pradesh. Summon was issued to Director because he was not present before the Commission in previous sitting i.e. 08.05.2019.
2. In the case, a letter of Insurance Medical Services Department, Govt. of A.P dated 14.05.2019 was received which stated that Government has placed Dr. K. Madhavi Latha, IAS in full additional charge of Director of Insurance Medical Services, Vijayawada in lieu of Dr. G. Vijay Kumar. The Election Commission has entrusted election duty to Dr. K. Madhavi Latha. In view of the circumstances, Dr. G. Ravi Kumar, Joint Director (Medical) will be present before the Commission along with concerned documents.
3. During the sitting, the Commission first wanted to know the position of petitioner, who submitted that there was 7 post in the category of Head Nurse in ESI Hospital, Visakhapatnam. One seat is to be filled by ST candidate as per the existing rules and reservations but my representation was not taken into consideration by the Authorities.

  
नन्द कुमार साय/Nand Kumar Sai  
अध्यक्ष/Chairperson  
राष्ट्रीय अनुसूचित जनजाति आयोग  
National Commission for Scheduled Tribes  
भारत सरकार/Govt. of India  
नई दिल्ली/New Delhi.



4. We are following the 100 point roster of Andhra Pradesh Government. Our G.O. no. 5 of reservation is also followed. The department come under the state government. ESIC is only fund provider and service provided by the state govt. so we follow the state govt. roster. This roster was started from 2003.
5. The Commission said that according to the documents, there were 7 head nurses in the year of 2003 and when the roster started in year of 2004 then ST Candidate was placed at the 8th position. In the year 2004, when the vacancy took place, the ST should get promotions but they started promotion again from serial no. 1. Due to the restarting of roster the 8th position ST candidate did not receive the promotion. So this roster is wrong.
6. The official of A.P govt. said that roster is vacancy based not position based. Roster is right, we are regularly giving information to Commissioner of tribal welfare department and roster is also reviewed by that department according to the G.O no. 5.
7. The Commission, after listening to both sides made the following recommendation :-
  - When the roster started in 2004, the ST candidate was placed at the 8th position. In the next meeting, the Secretary of General Administration Department, Govt. of A.P should tell that this roster is correct or wrong.
  - In this case the Chief Secretary should be present personally in the next sitting.
  - The Chief Secretary, Govt. of A.P and Director General of Police A.P. are directed that a case under SC&ST (PoA) Act, 1989 should be registered against the Director, Dr. G. Vijay Kumar, Special Grade Civil Surgeon ESI hospital for wilfully depriving ST Candidate.

In compliance with the above recommendation, the Commission should be made aware of the action taken report within 15 days of receipt of the proceedings.

  
6.6.09

नन्द कुमार साय/Nand Kumar Sai  
अध्यक्ष/Chairperson  
राष्ट्रीय अनुसूचित जनजाति आयोग  
National Commission for Scheduled Tribes  
भारत सरकार/Govt. of India  
नई दिल्ली/New Delhi



**NATIONAL COMMISSION FOR SCHEDULED TRIBES**  
**(BP/1/2018/MLAB1/SEPROM/RU-III)**

SUB : REPRESENTATION OF SMT. B. PADMAVATHI, STAFF NURSE, ESI HOSPITAL, VISHAKHAPATNAM REGARDING DEPRIVATION IN PROMOTION AS A HEAD NURSE UNDER ST CATEGORY, ZONE I. ATTENDANCE OF PARTICIPANTS IN THE SITTING HELD ON 17/05/2019 AT 12.30 PM IN THE NATIONAL COMMISSION FOR SCHEDULED TRIBE, NEW DELHI.

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**NATIONAL COMMISSION FOR SCHEDULED TRIBES**

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| 1. Shri Nand Kumar Sai, | Hon'ble Chairperson | IN CHAIR |
| 2. Shri H. K Damor,     | Hon'ble Member      |          |
| 3. Shri S. K. Ratho,    | Joint Secretary     |          |
| 4. Shri A. K. Dwivedi,  | Consultant          |          |

**Officer of the ESI hospital, Vijayawada, Andhra Pradesh**

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| 1. Dr. G. Ravi Kumar, | Joint Director |
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**Petitioner**

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| 1. Smt. B. Padmavathi |
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